

**STATE OF NEW JERSEY
DIVISION OF CONSUMER AFFAIRS
ORTHOTICS AND PROSTHETICS BOARD OF EXAMINERS
PUBLIC SESSION MINUTES
January 6, 2009**

The meeting of the New Jersey State Orthotics and Prosthetics Board of Examiners was held on January 6, 2009 at the State Office Building at 124 Halsey Street, Newark, NJ. The meeting was convened in accordance with the Open Public Meetings Act with previous notification having been sent to the Secretary of State and the following publications: The Record in Bergen County, The Star Ledger, Camden Courier Post, Trenton Times, Aisling Swift Press of Atlantic City and Asbury Park Press, to advise of the scheduling of this meeting. The meeting was called to order by Louis J. Haberman, C.P.O., (Chair) at 10:15 A.M.

OPENING STATEMENT - Reading of "The Sunshine Law"

PRESENT - Board Members

Louis J. Haberman, C.P.O., (Chair)
Robert Manfredi Jr., C.P.O., (Co-Chair)
Heikki Uustal, M.D.
Mildred E. Carlascio, C.O. and
Brooke Artesi, L.O. CPED

ALSO, PRESENT:

Executive Director Laura L. Anderson,
Deputy Attorney General Swang Oo, and
Recording Secretary Maria Bertorelli.

I. MINUTES:

- 1) **THE BOARD, UPON MOTION MADE BY BROOKE ARTESI AND SECONDED BY HEIKKI UUSTAL, VOTED TO APPROVE THE SEPTEMBER 16, 2008 PUBLIC SESSION MINUTES AS PRESENTED.**
The vote was unanimous
- 2) **THE BOARD, UPON MOTION MADE BY MILDRED CARLASCIO AND SECONDED BY HEIKKI UUSTAL, VOTED TO APPROVE THE NOVEMBER 18, 2008 PUBLIC SESSION MINUTES AS AMENDED.**
The vote was unanimous

II. ANNOUNCEMENT

Deputy Attorney General Megan Cordoma, who has most recently represented the Board, has taken on several new assignments, a new Deputy Attorney General has been assigned to the Board.

In consideration of the several changes in representation of the O & P Board in recent years, Deputy Attorney General, Swang Oo, who is already familiar with the Board and its regulatory framework, has been assigned and has agreed to be available to counsel the Board once again beginning on December 1, 2008.

III. LEGISLATION

- A. The Board reviewed from the Board of Physical Therapy: Adopted Amendments: **N.J.A.C. 13:39A-3.1 and 9.3**
Patient Records; Acceptable Course Offerings; Credit Hour Calculation

The Board considered this material as informational.

- B. The Board reviewed from the Board of Pharmacy: Proposed Amendments: **N.J.A.C. 13:39-1.2, 4.9, 4.18, 6.5, 7.6, 7.12, 7.19, 9.11, 9.19, 9.21, 10.2, 10.4, 11.9, 11.10 and 12.2**

The Board considered this material as informational.

- C. The Board reviewed from the Audiology Proposed Readoption with Amendments: **N.J.A.C. 13:44C**
Proposed Repeal: **N.J.A.C. 13:44C-3.3**
Proposed New Rule: **N.J.A.C. 13:44C-7.25**

The Board considered this material as informational.

IV. CONTINUING EDUCATION

John R. Fedeyko, Lic. ## 45OR00001000 submitted a certification of completion of continuing education course for Board review and approval.

The Board upon motion made by Robert Manfredi, Jr., and seconded by Mildred Carlascio, determined that a Continuing Education (CE) Committee should be formed to review and make recommendations as to the approval of continuing education courses.

Thereafter, the Board elected Dr. Heikki Uustal and Brooke Artesi as CE Committee members.

V. CORRESPONDENCE

1. Orthotic Appliance/ N.J. Parity Law
Harry J. Lawall & Sons, Inc.

The Board reviewed a letter attached to correspondence from Horizon Blue Cross Blue Shield of New Jersey, received from Harry J. Lawall & Son, Inc., requesting a clarification of the Law regarding covered devices under the NJ Health Benefits Coverage for Orthotics and Prosthetics Appliances.

The Board, upon motion made by Robert Manfredi Jr., and seconded by Dr. Heikki Uustal, determined a letter be sent to Harry J. Lawall & Son, Inc., advising that this matter falls out of the Board's purview. Thereafter, the Board determined to forward Mr. Lawall's letter to the New Jersey Division of Banking and Insurance.

At 11:30 A.M., the Board, upon a motion made by Mr. Robert Manfredi, Jr., and seconded by Dr. Heikki Uustal, voted to move into Executive Session to consider and review consumer complaints, investigative reports and other information received pursuant to the Board's regulations. The results of these deliberations will be made known when and if the Board determines to initiate disciplinary or other enforcement action. If the Board determines to issue any sanction, that disciplinary action will be taken in a public session immediately after the session.

The meeting was adjourned at 1:30 P.M.

Respectfully submitted,

Laura L. Anderson
Executive Director